

House Bill 38

By: Representatives Burnough of the 77th, Stovall of the 74th, Glanton of the 75th, Douglas of the 78th, and Schofield of the 60th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 8 of Title 16 of the Official Code of Georgia Annotated,
2 relating to theft, so as to define a term; to provide for related matters; to repeal conflicting
3 laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 **SECTION 1.**

6 Article 1 of Chapter 8 of Title 16 of the Official Code of Georgia Annotated, relating to theft,
7 is amended by revising Code Section 16-8-1, relating to definitions, as follows:

8 "16-8-1.

9 As used in this article, the term:

10 (1) 'Conviction' means a final judgment of conviction entered upon a verdict, a finding
11 of guilty of a crime or upon a plea of guilty, or a plea of nolo contendere.

12 ~~(1)~~(2) 'Deprive' means, without justification:

13 (A) To withhold property of another permanently or temporarily; or

14 (B) To dispose of the property so as to make it unlikely that the owner will recover it.

15 ~~(2)~~(3) 'Financial institution' means a bank, insurance company, credit union, building and
16 loan association, investment trust, or other organization held out to the public as a place
17 of deposit of funds or medium of savings or collective investment.

18 ~~(3)~~(4) 'Property of another' includes property in which any person other than the accused
19 has an interest but does not include property belonging to the spouse of an accused or to
20 them jointly."

21 **SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.